



CANADIAN ALLIANCE EMPOWERED WITH ACTION

SMALL BUSINESS PACKAGE FOR RE-OPENING Bill of Rights

This document contains the following information to help you open your business by applying the Bill of Rights to reclaim your rights with the police.

1. Know your rights!

- a. Video presentation
- b. Canadian Bill of Rights

2. What to do if officers arrive?

- Questions to ask the officers to preserve your rights and protections within the Bill of Rights

3. Police Letter

- MJS Draft letter for police
- Working letter on the drive for editing and submitting to local police department:
https://drive.google.com/file/d/1vPhl4d_WmBid8Ykn6ss24VWPmT5YWjb1/view?usp=sharing

4. Support

Contacts should you require immediate assistance:

The Stand4THEE can support with general questions and help connect you to the right person

Stand4THEE

Stand4THEE@gmail.com

416-561-8398

For legal questions or support please contact Paralegal support

Jane Scharf

MJS Legal Services

Phone: (613) 884-9065

Fight the tickets with Rebel News

https://www.rebelnews.com/fight_the_fines_canada

1. KNOW YOUR RIGHTS

The Canadian Bill of Rights offers immediate protection from police infringing on your rights.

Unlike the Charter of Rights, which contains the notwithstanding clause, the emergency measures do not apply to this bill. The police are governed at the Federal level, and the police cannot override the Bill of Rights without a Federal Act of Parliament.

Watch this quick video on the Bill of Rights:

<https://www.youtube.com/watch?v=Ol10UJcx4h4&feature=youtu.be>

Canadian Bill of Rights:

Recognition and declaration of rights and freedoms:

Section 1: It is hereby recognized and declared that in Canada there have existed and shall continue to exist without discrimination by reason of race, national origin, colour, religion or sex, the following human rights and fundamental freedoms, namely,

(a) the right of the individual to life, liberty, security of the person and enjoyment of property, and the right not to be deprived thereof except by due process of law;

(b) the right of the individual to equality before the law and the protection of the law;

(c) freedom of religion;

(d) freedom of speech;

(e) freedom of assembly and association; and

(f) freedom of the press

Construction of law:

Section 2: Every law of Canada shall, unless it is expressly declared by an Act of the Parliament of Canada that it shall operate notwithstanding the Canadian Bill of Rights, be so construed and applied as not to abrogate, abridge or infringe or to authorize the abrogation, abridgment or infringement of any of the rights or freedoms herein recognized and declared...

Link to Bill of Rights: <https://laws-lois.justice.gc.ca/eng/acts/c-12.3/FullText.html>

2. WHAT TO DO IF OFFICERS ARRIVE?

******Always get the name and badge # of any officer you speak with. Get a business card if possible or write down their information.******

Ask the police/bylaw officers the following:

5. Ask the officer(s) if they are aware of any act of Parliament that overrides your rights?
6. If they answer yes, ask that they show you the Act to validate it's existence.

2. DRAFT POLICE LETTER

This letter was drafted with the intention of forwarding to your local police department to remind the police of their obligation to uphold the rights afforded to ALL Canadians under this Bill.

. Below is the letter that Jane has drafted.

The working document lives on the shared drive:

https://drive.google.com/file/d/1vPhl4d_WmBid8Ykn6ss24VWPmT5YWjb1/view?usp=sharing

Download the template from the drive (right click), update with your own personal details (Name, contact info, etc) and then fax it to the closest police department to your business.

MJS LEGAL SERVICES

Reply to: Jane Scharf
mjslegalservices@outlook.com

OPEN LETTER TO POLICE IN ONTARIO RE: *The Canadian Bill of Rights*

My name is Jane Scharf, and I am a paralegal licensed in Ontario.

I am writing to your police department at this time on behalf of several businesses that operate in this region.

Many of these businesses have been required to close pursuant to the Emergency Management and Civil Protection Act (EMCPA). We understand that according to this EMCPA businesses that are ordered closed will be fined for any violations if they open.

The purpose of this letter is to indicate that many of the businesses that will reopen on February 11, contrary to the EMCPA, intend to accept the fines and allow the court to determine whether these emergency measures are legitimate or not. They want to question the presence of an emergency.

In some regions the province is employing police to use force in the application of these EMCPA regulations. Although the Canadian Charter of Rights and Freedoms (Charter) section 1 will allow the government to override rights in the short run, then let the court decide later if it was acceptable to do so, the Canadian Bill of Rights (Bill), which is still active and constitutionally binding, does not allow a government to override rights and freedoms for any reason.

All police are federally regulated, and they are therefore required, at all times, to respect the rights and freedoms delineated in the Bill. The only exception would be there was an act of Federal Parliament allowing police to override specific citizen's rights. There is no such act of Federal Parliament required under section 2 of the Bill, that allows the police to use force to override section 1 of the Bill, in order to shut down someone's business to help control the spread of communicable disease.

THE CANADIAN BILL OF RIGHTS

1. (a) the right of the individual to life, liberty, security of the person and enjoyment of property, and the right not to be deprived thereof except by due process of law;

(b) the right of the individual to equality before the law and the protection of the law;

2 Every law of Canada shall, unless it is expressly declared by an Act of the Parliament of Canada that it shall operate notwithstanding the Canadian Bill of Rights, be so construed and applied as not to abrogate, abridge or infringe or to authorize the abrogation, abridgment or infringement of any of the rights or freedoms herein recognized and declared...

Please be aware that any force used to shut down businesses would be a matter of misconduct on the part of the officers involved. I am requesting that the administration of your police department advise all

officers of their duty to respect the rights and freedoms in the Bill pursuant to the operation of business related to the EMCPA. Please note in particular but not exclusively section 1 (a) (b).

I trust that you will instruct your officers to act lawfully in respect of the Bill and refrain from using force with regard to the opening of businesses February 11th² contrary to EMPCA.

Yours very truly,

A handwritten signature in black ink, appearing to be 'Jane Scharf', written in a cursive style.

Jane Scharf
LSUC P06406